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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA
AT ANCHORAGE

CITY OF SAINT PAUL, a municipal
corporation,

Plaintiff,

vs.

DONALD EVANS, Secretary of the
United States Department of
Commerce, and CONRAD C.
LAUTENBACHER, JR., Administrator,
National Oceanic and Atmospheric
Administration, and TANADGUSIX
CORPORATION, an Alaska
corporation,

Defendant.

)
) No. 3:97-cv-0181 HRH
)
) **PROPOSED**
) **ORDER GRANTING UNOPPOSED**
) **MOTION BY DEFENDANT AND**
) **COUNTERPLAINTIFF TANADGUSIX**
) **CORPORATION FOR (A) MODIFICA-**
) **TION OF SCHEDULING ORDER FOR**
) **DAMAGES AND REMEDIES PHASE OF**
) **CASE AND (B) EXTENSION OF TIME**
) **FOR THE CITY TO FILE ITS**
) **OPPOSITION TO TDX' FIRST MOTION**
) **TO COMPEL ANSWERS TO INTERROGA-**
) **TORIES AND PRODUCTION OF**
) **DOCUMENTS AND FOR SANCTIONS**
)

Order Granting Motion by Defendant and Counterclaimant Tanadgusix Corporation
for (a) Modification of Scheduling Order for Damages and Remedies Phase of
Case and (b) Extension of Time for the City to File its Opposition to TDX'
First Motion to Compel Answers to Interrogatories and Production of Documents
and for Sanctions

City of Saint Paul v. Donald Evans, et al., No. 3:97-cv-0181 HRH
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Defendant and Counterclaimant Tanadgusix Corporation ("TDX"), by and through its attorneys of record, Turner & Mede, P.C. and Law Office of Douglas F. Strandberg, P.S., has moved for (a) the entry of an order extending the scheduling deadlines for (i) the designations of experts, (ii) service of expert reports, (iii) completion of lay witness discovery, (iv) completion of expert witness discovery, (v) filing of discovery motions, and (vi) filing of summary judgment motions, *in limine* motions and motions for rulings on the law of the case, and (b) an extension for the City to file its Opposition to Defendant and counterclaimant Tanadgusix Corporation's ("TDX") pending First Motion to Compel Answers to Interrogatories and Production of Documents and for Sanctions dated June 1, 2005. The motion is unopposed by the City.

The Court finds that there is good cause for such extensions because they have been requested to enable the affected parties to continue settlement negotiations.

IT IS HEREBY ORDERED that (a) expert designations must be served by May 30, 2006, (b) expert reports must be served by September 29, 2006, (c) lay witness discovery must be completed by September 29, 2006, (d) expert witness discovery must be completed by November 30, 2006, (e) discovery motions must be filed by December 29, 2006, (f) summary judgment motions, *in limine* motions and motions for ruling on the law of the case must be filed by

Order Granting Motion by Defendant and Counterclaimant Tanadgusix Corporation for (a) Modification of Scheduling Order for Damages and Remedies Phase of Case and (b) Extension of Time for the City to File its Opposition to TDX' First Motion to Compel Answers to Interrogatories and Production of Documents and for Sanctions

November 30, 2006, and (g) the City has until May 30, 2006 to serve and file its Opposition to TDX' Motion to Compel Answers to Interrogatories and Production of Documents and for Sanctions dated June 1, 2005.

DATED at Anchorage, Alaska, this ____ of _____, 2006.

H. Russel Holland, Judge
District of Alaska

Certificate of Service

This is to certify that on this 19th day of January, 2006, a copy of the foregoing was served by regular U.S. Mail on:

Department of Justice
Environmental & Natural Resources Division
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